

IN THE UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF GEORGIA

AUGUSTA DIVISION

In the Matter of:

Michael Estilette

Sandy D Estilette

1918 Elizabeth Drive

Augusta, GA 30906-5132

) Chapter 13

)

) Case No: 18-11692-SDB

)

)

Debtors

**MOTION TO INCREASE PAYMENTS OR, IN THE ALTERNATIVE,
TO DISMISS AND REQUEST FOR HEARING**

COMES NOW, the Chapter 13 Trustee Huon Le, by and through counsel, and, pursuant to 11 U.S.C. §1329, hereby shows this Honorable Court the following:

1. Debtors' Chapter 13 case was filed on November 30, 2018. Debtors' plan was confirmed on April 29, 2019.
2. This case must be increased from \$1,480.00 to \$1,530.00 per month, beginning August 1, 2019, in order to comply with the terms of the confirmed plan.
3. The Trustee requests that a hearing be scheduled on this motion unless a consent agreement, signed by the Debtors, is filed with this Court within fourteen (14) days of the filing of this motion.

WHEREFORE, said Trustee prays Debtors increase plan payments as necessary to fund the Chapter 13 plan or the case be dismissed.

This 3rd day of July 2019.

/s/ Jane Miller

Jane Miller, Attorney for
Chapter 13 Trustee Huon Le
Georgia Bar No. 256304

CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of this Motion to Increase Payments or, in the Alternative, to Dismiss and Request for Hearing have been forwarded by either electronic or first-class mail, postage prepaid, to the above-named Debtors and the parties whose name appears below, on the 3rd day of July 2019.

Lee Ringler, Attorney At Law, 808 Greene St Suite 200, Augusta, GA 30901

/s/ John Eckert

Office of the Chapter 13 Trustee
Post Office Box 2127
Augusta, GA 30903-2127

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In the Matter of:) Chapter 13
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ORDER ON TRUSTEE'S MOTION TO INCREASE PAYMENTS
OR IN THE ALTERNATIVE TO DISMISS

Upon having read and considered the above Motion, the same is hereby:

- ☐ Granted and
 - ☐ Plan payments are increased to \$_____ for the balance of the plan beginning _____.
 - ☐ Debtors pay \$_____ by _____.
 - ☐ Debtors pay \$_____ per _____ until _____.
 - ☐ Debtors' case is dismissed
 - ☐ With prejudice against re-filing for 180 days.
 - ☐ Unless Debtors convert to Chapter 7 within fourteen (14) days, \$25 conversion fee is due upon filing notice of conversion.
- ☐ Denied.
- ☐ Continued to the _____ term of Court.
 - ☐ With payments of \$_____ in the interim.
- ☐ Upon failure to strictly comply with any term hereof or the Plan, the Trustee shall file and serve a Notice of Non Compliance. If no request for a hearing is filed within

fourteen (14) days of the Notice of Non Compliance, the case will be dismissed.
No such request should be filed unless the Trustee's notice is factually inaccurate.

IT IS SO ORDERED.

[END OF DOCUMENT]

Debtor

Attorney for Debtor

Debtor

Attorney for Chapter 13 Trustee Huon Le